

Pro Se 1 (Rev. 12/16) Complaint for a Civil Case

FILED

UNITED STATES DISTRICT COURT

2018 FEB -2 PM 12:48

for the

District of

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
CLEVELAND

Division

ELISABETH MCGOWAN
1430 W. 116
CLEV. OH 44102

Case No.

1:18 CV 270

(to be filled in by the Clerk's Office)

JUDGE GAUGHAN

Jury Trial: (check one) ☐ Yes ☐ No

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

DIRECTX FINANCIAL

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

ELISABETH J. MCGOWAN

Street Address

1430 W. 116

City and County

CLEVELAND, OHIO

State and Zip Code

OHIO 44102

Telephone Number

216-269-674

E-mail Address

PEPPER AND THE MOON@gmail.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Pro Se 1 (Rev. 12/16) Complaint for a Civil Case

Defendant No. 1

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

Green Tree

Box 6172

Rapid City

SD 57709

Defendant No. 2

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

Law office of CLUNK, Paul & House

JOHN D CLUNK, Laura infant

4500 Court House Blvd #400

STOW OHIO

OHIO 44224

330 436-0300

Defendant No. 3

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

Charles V. Gasior

TED HUBERT / Laura infant

ATTY

4500 Court House Square #400

STOW

OH 44224

330-436-0300

Defendant No. 4

Name
Job or Title (if known)
Street Address
City and County
State and Zip Code
Telephone Number
E-mail Address (if known)

JACQUELIN WIRTZ

1

1555 Lakeshore Drive

Columbus

OH 44224

330-436-0300 614-220-5611

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? (check all that apply)



Federal question



Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

UNDER 31 U.S.C. THESE ENTITIES THAT HAVE ALLEGATIONS MADE AGAINST MY PERSON AS PLAINTIFF IN OTHER PRIOR PROCESSES, HAVE FRAUDULENTLY SUBMITTED DOCUMENTATION TO OHIO MUNICIPAL COURTS WHICH ARE QUESTIONABLE IN SIGNATURE, TRANSFERENCE, AND DEBTS DECLARED.

B. If the Basis for Jurisdiction Is Diversity of Citizenship**1. The Plaintiff(s)****a. If the plaintiff is an individual**

The plaintiff, (name) _____, is a citizen of the State of (name) _____.

b. If the plaintiff is a corporation

The plaintiff, (name) ^{AND FANNIE MAE} Ditech Financial / FICA Green Tree, is incorporated under the laws of the State of (name) ARIZONA / OH and has its principal place of business in the State of (name) AZ

2100 E ELLIOT RD PH5 - F111 Tempe AZ.

600 West Superior Ave OHIO 44113

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

2. The Defendant(s)**a. If the defendant is an individual**

The defendant, (name) _____, is a citizen of the State of (name) _____, Or is a citizen of (foreign nation) _____.

b. If the defendant is a corporation

The defendant, (name) Ditech FKA Green Tree, is incorporated under the laws of the State of (name) ARIZONA, and has its principal place of business in the State of (name) ARIZONA.
 Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) ARIZONA.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

PROPERTY VALUE AND LOSSES DUE TO FRAUDULENT ACTIONS

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

THAT ALL AFORESAID DEFENDANTS HAVE AND ARE GIVING CAUSE TO IRRECOVERABLE DAMAGES TO MY PERSON IN ASSERTING CLAIM TO MY HOME AND BY FRAUDULENTLY SUBMITTING QUESTIONABLE DOCUMENTATION TO COURTS ARE COMMITTING THEFT OF MY PERSONAL PROPERTY.

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

THE RELIEF I SEEK IS RELEASE OF CLAIMS FROM MY PERSONAL PROPERTY AND TO REIMBURSE MY PERSON WITH ALL MONETARY INCUMBERANCES INCLUDING ANY COURT OR ADVISORY FEES AND TRANSPORTATION

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 301 FEBRUARY 2018

Signature of Plaintiff

Printed Name of Plaintiff

EMILY J. McOWAN
EMILY J. McOWAN

B. For Attorneys

Date of signing: _____

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

✓ Street Address

✓ State and Zip Code

✓ Telephone Number

✓ E-mail Address

PASSE

1430 W. 116th
CLARK 011 441102
216 269 6740
PepperAndTheMoon@gmail.com